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Practitioner's Docket No. D-1077+1

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appellants: **Drummond, et al.**
Application No.: **09/193,787**
Filed: **November 17, 1998**
Title: **Automated Banking Machine
Apparatus and System**

Confirmation No. 2446
Previous Appeal No.: 2003-1651
Art Unit 3621
Examiner Jalatee Worjloh

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD
OF PATENT APPEALS AND INTERFERENCES (37 C.F.R. 41.31)

Appellants hereby request reinstatement of their appeal pursuant to 37 C.F.R. § 41.31. Appellants hereby appeal to the Board the decision of the Primary Examiner, mailed May 3, 2007, regarding all unallowed claims (including rejected claims 1-30).

1. STATUS OF APPLICANT

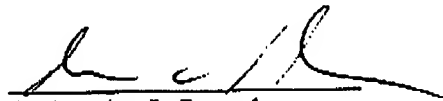
This application is on behalf of other than a small entity.

CERTIFICATION OF TRANSMISSION UNDER 37 C.F.R. SECTIONS 1.8(a) AND 1.6(d)

FACSIMILE

I hereby certify that, on the date shown below, this correspondence is being transmitted by facsimile to the Patent and Trademark Office at (571) 273-8300.

Date: September 4, 2007


Christopher L. Parmelee

09/06/2007 FRETEK11 00000009 090428 09193787

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2. FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 C.F.R. 41.20(b)(1), the fee for filing the Notice of Appeal is:

| | |
|--------------------------------------|----------|
| Other than a small entity | \$500.00 |
| Previously paid Notice of Appeal fee | \$500.00 |
| Notice of Appeal fee due | \$0 |

3. EXTENSION OF TIME

The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply.

Attached is a petition for a one month extension of time.

4. TOTAL FEE DUE

A total fee (\$500) has already been paid for in a previously filed Notice of Appeal(s). If necessary, please apply the previously paid fee herein.

The total fee due is:

| | |
|---------------------------------|-----------|
| Additional Notice of Appeal fee | \$ 0.00 |
| One month extension of time fee | \$ 120.00 |

TOTAL FEE DUE \$ 120.00**5. FEE PAYMENT**

The Commissioner is authorized to charge any necessary fee associated with the filing of this Notice of Appeal and any other fee due to Deposit Account No. 09-0428 (Diebold Self-Service Systems).

6. FEE DEFICIENCY

If any additional time extension and/or fee is required, this is a request therefor and to charge Deposit Account No. 09-0428 (Diebold Self-Service Systems).

If any additional fee for claims is required, charge Deposit Account No. 09-0428 (Diebold Self-Service Systems).

/Ralph E. Jocke/Reg. No. 31,029
Customer No. 28995
Tel. No.: (330) 721-0000Ralph E. Jocke
WALKER & JOCKE
231 South Broadway
Medina, OH 44256

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